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Date: 9/26/2003 # Of Pages:5 + Cover  
To: Federal Communications Commission  
Voice:  
Fax: 202-418-0187

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*Additional Comments:*

CC Docket No, 02-06  
Attached –  
Letter of Appeal to FCC  
Administrators Decision on Appeal from SLD  
Letter of Appeal that was filed with SLD  
(233827)  
Please let me know if you have any questions  
Thank you  
Cariann Betts

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CC Docket No. 02-6  
Request for Review  
Federal Communications Commission

Contact Information

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RE: Fund Year 2001-2002  
Application Number 233827  
Billed Entity Name Baca Community School  
Billed Entity Number 98953

This letter is an Appeal to the Administrator's Decision on Appeal. The decision letter was received on August 12, 2003. Per the letter from the SLD "Our records indicate that your appeal was received more than 60 days after the date your Form 471 Certification- Rejections Letter was issued" The date of the 471 funding commitment letter was 10/31/2001 our appeal was received by the SLD on 02/25/03. The date of Administrator Decision letter is **March 5, 2002**. We did not file the appeal until **February 2003** we did not receive the letter until Aug, 12th 2003.

The appeal we filed with the SLD did not relate to the funding Commitment letter. The appeal Expanets of North America filed was to appeal the remittance document received after an invoice we submitted was passed as zero, the remittance was received on January 4, 2003. Per the SLD our invoice was rejected for funding request number 653920 because the FRN was approved for wire and our invoice was for Data ports. Please see the attached appeal filed with the SLD. I had placed a call to the SLD regarding the Administrator's Decision letter on 08/12 and spoke with Keith. Per

Keith the Decision letter does not related to the appeal and Expanets of North America needs to escalate this by filling an appeal with the FCC . The attached documents are the original appeal filed with the SLD and the Administrator Decision on Appeal.

Aug 12 03 12:30p

Laura Tacker

505-761-6436

SUG-12-2003 10:57

P.02/03



**Universal Service Administrative Company**  
Schools & Libraries Division

**Administrator's Decision on Appeal**

March 5, 2002

Laura Tacker  
SUG-12-2003  
3520 Pan American Freeway, Suite A2  
Albuquerque, NM 87107

Re: Application Number: 233827  
Funding Year: 2001-2002  
Date of Issuance of  
Funding  
Commitment Letter: 10/31/2001  
Date Appeal Received: 02/25/2003

Our records show that your appeal was received more than 60 days after the date your Form 471 Certification-Rejection Letter was issued (see dates above). The Federal Communications Commission (FCC) rules require applicants to submit appeals so USAC/SLD receives them within 60 days of the date that the relevant Funding Commitment Decision Letter was issued. (See "Appeals Procedure" at <http://www.sl.universalservice.org/reference/AppealsProcedureYR4.asp>.) The FCC rules do not permit the SLD to consider your appeal. If you wish to continue this process, you may submit a new appeal via the United States Postal Service, stating the impediment to your filing your appeal within the original time, to the FCC at the following address:

Federal Communications Commission  
Office of the Secretary  
445 12th Street, S.W.  
Washington, DC 20554

If you are submitting your appeal to the FCC by means other than the United States Postal Service, check the SLD web site for more information. Please reference CC Docket Nos. 96-45 and 97-21 on the first page of your appeal. The FCC must **RECEIVE** your appeal **WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER** for your appeal to be considered **filed in a timely fashion**. Further information and new options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site, [www.sl.universalservice.org](http://www.sl.universalservice.org), or by contacting the Client Service Bureau at 1-(888)-203-3100.

Schools and Libraries Division  
Universal Services Administrative Company



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3520 Pan American Freeway, Suite A2 • Albuquerque, NM 87107 • (866) 336-3100 or (505) 830-7200 • (505) 830-7201 (Fax)

To: Schools and Libraries Director  
Letter of Appeal  
Schools and Libraries Division  
Box 125- Correspondence Unit  
80 South Jefferson Road  
Whippany, NY 07981

From: Laura Tacker  
Deb Cattin  
3520 Pan American Freeway  
Albuquerque, NM 87107  
505-830-7210 or 505-830-7242 Voice  
505-830-7213 fax  
email: [laura.tacker@expanets.com](mailto:laura.tacker@expanets.com) or [deb.cattin@expanets.com](mailto:deb.cattin@expanets.com)

Dear Sir/Madam:

Expanets wishes to appeal the letter of remittance received by our office January 4, 2003 USAC reference #0000121232 regarding Baca Schools FRN # 653920. The letter states that the remittance was modified in accordance with the documentation provided, 204.

The Expanets original wiring scope was based on the school having no wiring in place. During the time the school was waiting for funding, the BIA went to the school and wired some of the campus for a gigabit network, leaving a portion of the job incomplete. The school chose to use \$ 55,586.70 to complete the wiring job. With the gigabit cabling backbone in place the school's Data LAN needed to be redesigned to accommodate this cabling infrastructure. This resulted in a need for more data ports. In order to accommodate the additional data ports, Expanets installed essential equipment that was all erate eligible. The school paid their matching funds.

Thank you for your attention to this matter.